

[7 May, 2007]

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been released upto 31.3.2007 to the implementing agency of the scheme, namely the National Informatics Centre, which has been entrusted with the task of implementing the scheme in the various courts in the States/ Union Territories.

(c) and (d) It is expected that the implementation of the scheme will reduce delays in disposal of cases, cut down process time and costs, cut down pendency, facilitate access of the litigants to court orders, judgements and statement of witnesses, facilitate the judicial officers in their day to day functioning in justice delivery, ensure transparency in the system and generally benefit all stakeholders and enhance judicial productivity both qualitatively and quantitatively.

#### **Creation of new family laws**

3414. SHRI SHANTARAM LAXMAN NAIK: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether it is a fact that legislators all over the country are feeling that the Supreme Court of India and High Courts in the country through the process of interpretation of law have created new family laws which have no sanction of the legislature;

(b) whether Government proposes to examine all such laws which cannot be created while interpreting a legislation; and

(c) if so, the details thereof?

THE MINISTER OF LAW AND JUSTICE (SHRI H.R. BHARDWAJ):  
(a) No, Sir.

(b) and (c) Do not arise in view of reply at (a) above.

#### **Evening Courts in Gujarat**

3415. SHRI KARNENDU BHATTACHARJEE: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether Government are aware that judges and lawyers in Gujarat have been attending 42 evening courts since December 2006 and have successfully decided around 35,000 small offence civil and criminal cases, with a little extra remuneration; and

(b) if so, whether his Ministry would encourage and replicate the same all over the country as more than 35 lac such cases are still pending?

THE MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K. VENKATAPATHY): (a) Yes, Sir. As per available information upto 8th April, 2007, more than 62,000 cases have been reportedly disposed of by these evening courts.

(b) Under article 235 of the Constitution, administration of justice is a State subject and the State Government in consultation with its concerned High Court decides all matters concerning operations and setting up of courts. It is for the other State Governments to consider the practice of holding Evening Courts initiated in the State of Gujarat and to emulate/ replicate the same in the State with or without modifications. The State Governments have to take a decision in this regard in consultation with their respective High Courts.

#### **Code of conduct for fair and free elections**

3416. SHRI SHANTARAM LAXMAN NAIK: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the Election Commission of India has prescribed a code of conduct for conducting fair and free election;

(b) the date since the code is in force;

(c) whether any punishment/penalty/action is provided for under the code or under any law in force, for violation of Code of Conduct;

(d) if so, the details of penalty/punishment/action provided for under the code or under any provision of law for violation of code; and

(e) the number of cases in which penalty/punishment has been imposed on any individual/political parties and the action taken?

THE MINISTER OF LAW AND JUSTICE (SHRI H.R. BHARDWAJ): (a) to (e) The requisite information is being collected and will be laid on the Table of the House.